GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Panchayat Raj and Rural Development Department - Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired (on 31.12.2019) as Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District - Committed certain irregularities in the maintenance and updation of cash accounts and records- Gross negligence and dereliction of duties- Departmental Proceedings under Rule 20 of AP Civil Services (Classification, Control and Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules,1980- Article of Charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.V) DEPARTMENT

G.O.RT.No. 622 **Dated: 06-11-2020.**

Read the following;

1. From the District Collector, Chittoor, Roc.No. A1/4608/2019, Dated:27.06.2020.
2. GO.Ms.No. 683, PR&RD(Vig,V) Dept., dt. 06.11.2020.

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O R D E R:

It is proposed to hold an enquiry against Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired (on 31.12.2019) as Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District, who committed certain irregularities in the maintenance and updation of cash accounts and records and gross negligence and dereliction of duties, in accordance with the procedure laid down in Rule 20 of the Andhra Parishad Civil Services (Classification and Control & appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure- I). A statement of imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District is directed to submit his written statement of defense within 10 days of receipt of this order.

4. Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District is further informed that if he does not submit his written statement of defense on or before the date specified in para-3 above further action will be processed based on the material available.

(contd.P.2)

6. Attention of Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired (on 31.12.2019) as Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District is invited to Rule 24 of the AP Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from other person in respect of any matter dealt with these proceedings, it will be presumed that Sri G.Kanakarajulu Naidu, formerly Administrative Officer, Accounts Section, Zilla Praja Parishad , Chittoor and now retired Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules,1964.

7. The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri G.Kanakarajulu Naidu formerly Administrative Officer, Account Section, Zilla Praja Parishad, Chittoor and now retired (on 31.12.2019) as Mandal Parishad Development Officer, Mandal Praja Parishad, Yadamari Mandal, Chittoor District through the CEO, ZPP., Chittoor.

Copy to:-
The Chief Executive Officer, ZPP, Chittoor- He is requested to serve the same to the individual and submit served copy to Govt., immediately.
The District Collector, Chittoor.
The Commissioner Panchayat Raj &Rural Development, AP, Tadepalli, Guntur District.
The Secretary to APVC., Secretariat buildings, Valagapudi.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI G.KANAKARAJULU NAIDU, FORMERLY ADMINISTRATIVE OFFICER, ACCOUNTS SECTION, ZPP, CHITTOOR AND NOW RETIRED AS MPDO, YADAMARI MANDAL, CHITTOOR DISTRICT:

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Article of Charge-l: That Sri G.Kanakarajulu Naidu, while working as Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor has diverted the House building advance recovery amount of Rs. 52,42,819/- for construction of new ZP Meeting hall without written approval of the then ZP Standing Committees and the ZP General Body. Thus he, being a responsible officer, has failed in discharging his legitimate duties and there by violated Rule 3 of Andhra Pradesh Civil Services (conduct) Rules 1964.

Article of Charge-ll: That Sri G.Kanakarajulu Naidu, While working as Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor has not remitted the G.O. wise House building advance to the Government in time, which is leading to penalty and penal interest of Rs.5,04,293/-(Rupees Five lakhs four thousand two hundred and ninety three only). Thus he is being a responsible officer has failed in discharging his duties and exhibit gross negligence and there by violated Rule 3 of Andhra Pradesh Civil Services (conduct) Rules1964.

Article of Charge-lll: That Sri G.Kanakarajulu Naidu, While working as Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor has not taken proper action to remit the House building advance recovery amount on behalf of the individuals to Government directly from their salary recoveries, but an amount of Rs.43,381/- was remitted to Government from House Buildings Advance recovery. Instead of recovering from the salaries of the individuals, he has remitted the loan amount from the ZP Funds. It is highly irregular and objectionable and this amount is a loss to Zilla Praja Parishad. Thus he is being a responsible officer has failed in discharging his legitimate duties and there by violated Rule 3 of Andhra Pradesh Civil Services (conduct) Rules1964.

Article of Charge-lV: That Sri G.Kanakarajulu Naidu, While working as Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor has not maintained and updated the cash accounts and records and also not produced the records before the State Audit party and also not maintained the Register of fixed deposits. Thus he is being a responsible officer has failed in discharging his legitimate duties and there by violated Rule 3 of Andhra Pradesh Civil Services (conduct) Rules1964.

Article of Charge-V: That Sri G.Kanakarajulu Naidu, while working as Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor has not claimed the matured fixed deposits and reinvested the same in time. The fixed deposit of Rs.13,39,203/- was withdrawn from UBI, Chittoor on 18.03.2018 though it was matured on 31.12.2015 i.e., after lapse of 02 years and 03 months and on 19.03.2018 an amount of Rs. 13,12,418/- only was kept in fixed deposit in Sapthagiri Grameena Bank, Chittoor. Rs.26,785/- was short deposited. The same fact was not recorded anywhere in accounts and it clearly shows embezzlement of Government money. Thus he being a responsible officer has failed in discharging his legitimate duties and exhibit gross negligence and embezzlement of Government money and their by violated Rule 3 of Andhra Pradesh Civil Services (conduct) Rules1964.

Article of Charge VI: That Sri G.Kanakarajulu Naidu while working as Administrative Officer, Accounts Section, Zilla Praja Parishad Chittor has canceled the fixed deposit before maturity on 28.08.2018 though the monetary date is 19.03.2020 and created the fixed deposit amount of Rs 13,48,417/- to House Building account without any reason. Actually it was deposited in ZP General Funds after mature with a maturity value of Rs 15,07,813/- Relevant entries were not entered in the registered of investments. Thus he being responsible officer has failed in discharging his legitimate duties and it is highly irregular and negligence and there by violated Rule 3 of Andhra Pradesh Civil Service (conduct) Rules 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE – II

STATEMENT OF IMPUTATIONS IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI G.KANAKARAJULU NAIDU, FORMERLY ADMINISTRATIVE OFFICER, ACCOUNTS SECTION, ZPP, CHITTOOR AND NOW RETIRED AS MPDO, YADAMARI MANDAL, CHITTOOR DISTRICT:

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The District Collector, Chittoor vide his letter Roc.No.A1/4608/2019, Dt:27.06.2020 has informed that an adverse news items was published in news papers on 12.12 2019 has in 13.12.2019 and 15.12.2019 regarding diversion of House Building Advices of Rs 52,42,819/- to the bank account of Executive Engineer, PRI Chittoor in installments i.e., Rs.40,00,000/-in the 1st installment and Rs.12,42,819/- and 2nd installment. Hence the State Audit department has taken up Audit of the year 2018-19 on the ZP Funds and pointed out the diversion of House Building advances and also asked to produce the revenant update records. But Sri G.Kanakaragulu Naidu the then Administrative Officer, Accounts Section, Zilla Parja Parishad, Chittoor has neither updated the records nor produced the records before the Audit party.

On verification of the files, it was observed that the House Building Advance loan amount recovered from the ZP employees was diverted for payment of work bills related to construction of the new ZP Meeting Hall in 02 installments duly transferring the amounts to the Account No.6473471558 of Indian Bank, Greamspet, Chittoor in favour of Executive Engineer, PRI, Chittoor i.e., Rs.40,00,000/- in 1st installment on 09.05.2018 and Rs.12,42,819/- in 2nd installment on 12.12.2019 from the House Building Advance Bank Account No.10494219560 of the SBI, Greamspet, Chittoor operated by the CEO, ZPP, Chittoor.

The following employees who have worked during that period and processed the file for diversion of House Building Advance amount were given memos asked to submit their explanation:

S.No	Name and Designation of Employee
1.	Sri K.C.Premnath Gandhi, former Junior Assistant, Accounts Section, ZPP, Chittoor.
2.	Sri G.Kanakaraju Naidu, formerly Administrative Officer, Accounts Section, Zilla Prja Parishad, Chittoor.
3.	Sri T.Venkatarathnam, former Accounts Officer, ZPP, Chittoor and Present MPDO, MPP, Chittoor.
4.	Sri.V.Ravi Kumar Naidu, former Chief Executive Engineer (FAC), ZPP, Chittoor and present MPOD, MPP, B.N.Kandriga.

The above employees have submitted their explanations that the House Building Advance loan recovery amount was transferred to EE, PRI, Chittoor as per the oral instructions of the then Chairperson, Zilla Praja Parishad, Chittoor due to freezing of ZP General Funds. Sir G.Kanakarajulu Naidu the then Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor has submitted his explanation by mail to Chief Executive Officer, ZPP, Chittoor stating that an amount of Rs.52,42,819/- has been remitted back to ZP General Funds in 03 spells i.e., in first spell Rs. 20.00 lakhs, in second spell Rs. 20.00 lakhs and in third spell Rs. 12.00 lakhs. But in reality he has neither maintained any record nor he has remitted to ZP General Funds account till today. His explanation was proved false.

Further an urgent note was issued to the EE, PRI, Chittoor to submit the expenditure details of the diverted grants of Rs.52,42,819/- lakhs immediately and he has replied that the above funds were utilized for the construction of the new ZP Meeting Hall, Chittoor.

(contd.P.2)

Later, a memo was issued to Sri G.Kanakarajulu Naidu the then Administrative Officer, Accounts Section, ZPP, Chittoor to update the cash accounts registers and to report compliance. But he has not updated the records. Hence the staff members who are working now, who have worked previously and some of the retired ZP staff members who worked in the Accounts Section were deputed to update the records and to submit the detailed reports. According to their reports the following irregularities are found:

1. House Building Advance recovery amount of Rs.52,42,819/- was diverted for construction of new ZP Meeting Hall without approval of the then ZP Standing Committees and the ZP General Body.

2. The G.O wise House Building Advance loan amount were not remitted to the Government in time, which is leading to penalty and penal interest of Rs.5,04,293/-.

3. An amount of Rs. 43,381/- was remitted to Government from House Building Advance recovery amounts instead of payment by the individuals directly from their salary recoveries to the Government.

4. The then Administrative Officer, Accounts Section has not maintained records properly and not produced before the state Audit party and not maintained registers for fixed deposits.

5. Not claimed the matured fixed deposits and re-invested in time and also deposited a less amount of Rs.26,785/- and this fact was not recorded in the Accounts. This clearly amounts to embezzlement of Government money.

6. That Rs.13,48,417/- fixed deposit was cancelled before maturity on 28.08.2018, though maturity date is 19.03.2020 and credited to House Building Account instead of ZP General Funds without recording any reason, which is highly irregular.

Thus, it is evident that Sri G.Kanakarajulu Naidu, formerly Administrative Officer, Accounts Section, Zilla Praja Parishad, Chittoor and now retired MPDO, Yadamari Mandal, Chittoor District has committed gross financial irregularities, embezzlement of Government money, diversion of funds from one scheme to the other scheme without approval of the ZP General body/ ZP Chairman and there exhibited dereliction and gross negligence towards discharging his legitimate duties in violation of Rule 3 of Andhra Pradesh Civil Services (conduct) Rules 1964.

Hence, the above Charges.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

LIST DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI G.KANAKARAJULU NAIDU, FORMERLY ADMINISTRATIVE OFFICER, ACCOUNTS SECTION, ZPP, CHITTOOR AND NOW RETIRED MPDO, YADAMARI MANDAL, CHITTOOR DISTRICT ARE PROPOSED TO BE SUSTAINED.

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1. Adverse news published in daily news papers on 12.12.2019, 13.12.2019 and 15.12.2019.
2. Letter SA No.67, Dt:20.12.2019 of the Assistant Audit Officer, State Audit (ZPP), Chittoor.
3. Urgent note in Roc.No.A1/4608/2019 of the CEO, ZPP, Chittoor to the Executive Engineer, PRI Division, Chittoor and his reply.
4. Express Memo in Roc.No.A1/4608/2019 of the CEO, ZPP, Chittoor to the concerned employees and their explanations.
5. Progs.Roc.No.A1/4608/2019 Dt: 07.03.2020 of the CEO, ZPP, Chittoor regarding appointment of staff for updation.
6. Report submitted by the staff appointed on 01.06.2020.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SIR G.KANAKARAJULU NAIDU, FORMERLY ADMINISTRATIVE OFFICER, ACCOUNTS SECTION, ZPP, CHITTOOR AND NOW RETIRED MPDO, YADAMARI MANDAL, CHITTOOR DISTRICT ARE PROPOSED TO BE SUSTAINED.

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- NIL –

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER